

STATE OF MAINE
WORKERS' COMPENSATION BOARD

ABUSE INVESTIGATION UNIT
AIU #

STATE OF MAINE
WORKERS' COMPENSATION BOARD

v.

YORK CLAIMS SERVICE INC.

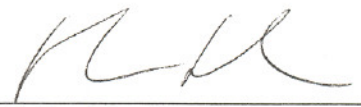
CONSENT DECREE

NOW COME the parties and agree as follows:

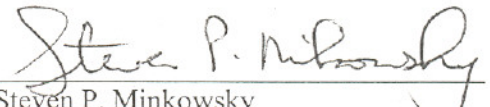
1. That Martha Flanigan alleged a May 16, 1990 work-related injury while employed at Ames Department Store.
2. That Ms. Flanigan gave notice of incapacity from work for her alleged injury on May 16, 1990.
3. That payment for the period from August 14, 1998 through October 30, 1998 was in violation of 39-A M.R.S.A. Section 205.
4. That Ms. Flanigan was compensated for her alleged period of incapacity on October 30, 1998.
5. That the payment to Ms. Flanigan was made seventy (70) days after it became due and payable.
6. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
7. That nothing in this agreement shall be construed as a waiver of Ms. Flanigan's right to seek any additional penalties and/or weekly compensation benefits that she is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Ms. Flanigan.

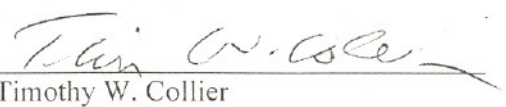
Dated: 9/5/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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YORK CLAIMS SERVICE INC.


CONSENT DECREE

NOW COME the parties and agree as follows:

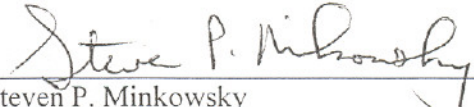
1. That William Daggett alleged a January 17, 1989 work-related injury while employed at Sprague Energy Corporation.
2. That Mr. Daggett gave notice of incapacity from work for his alleged injury on January 18, 1989.
3. That payment for the period from March 27, 1999 through April 2, 1999 was in violation of 39-A M.R.S.A. Section 205.
4. That Mr. Daggett was compensated for his alleged period of incapacity on June 6, 1999.
5. That the payment to Mr. Daggett was made sixty-eight (68) days after it became due and payable.
6. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
7. That nothing in this agreement shall be construed as a waiver of Mr. Daggett's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. Daggett.

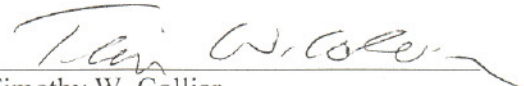
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

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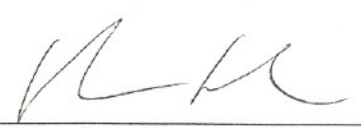
CONSENT DECREE

NOW COME the parties and agree as follows:

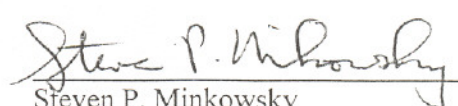
1. That Michael Brooks alleged a May 9, 1991 work-related injury while employed at Paulson Bros. Transportation, Inc.
2. That Mr. Brooks gave notice of incapacity from work for his alleged injury on May 10, 1991.
3. That payment for this period from July 21, 1999 through July 28, 1999 was in violation of 39-A M.R.S.A. Section 205.
4. That Mr. Brooks was compensated for his alleged period of incapacity on May 4, 2000.
5. That the payment to Mr. Brooks was made two hundred fifty-four (254) days after it became due and payable.
6. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
7. That nothing in this agreement shall be construed as a waiver of Mr. Brook's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. Brooks.

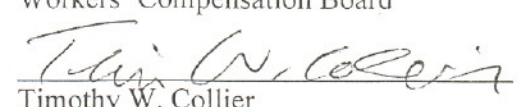
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

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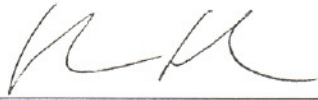
CONSENT DECREE

NOW COME the parties and agree as follows:

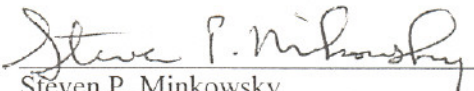
1. That Jeffrey Ballard alleged a May 16, 1989 work-related injury while employed at Elwood H. Downs, Inc.
2. That failure to issue a cost of living allowance (COLA) from August 5, 1998 through May 9, 2000 was a violation of 39-A M.R.S.A. §205.
3. That the COLA payment to Mr. Ballard was made two hundred fifty (250) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Mr. Ballard's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. Ballard.

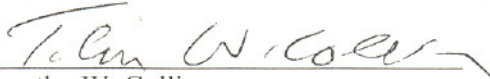
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

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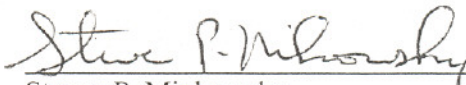
1. That Nancy Archambault alleged a February 9, 1990 work-related injury while employed at Kennebunk Nursing Home.
2. That failure to issue a cost of living allowance (COLA) from February 9, 2000 through May 9, 2000 was a violation of 39-A M.R.S.A. §205.
3. That the COLA payment to Ms. Archambault was made ninety (90) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Ms. Archambault's right to seek any additional penalties and/or weekly compensation benefits that she is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Ms. Archambault.

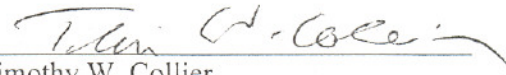
Dated: 9/5/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

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CONSENT DECREE

NOW COME the parties and agree as follows:

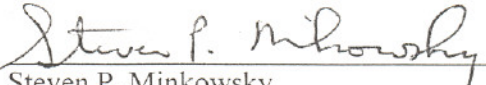
1. That Larry Gordon alleged a July 22, 1987 work-related injury while employed at Harry Gordon Trucking.
2. That failure to issue a cost of living allowance (COLA) from July 27, 1999 through May 4, 2000 was a violation of 39-A M.R.S.A. §205.
3. That the COLA payment to Mr. Gordon was made two hundred sixty (260) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Mr. Gordon's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. Gordon.

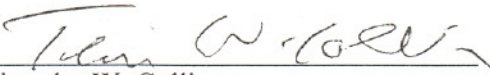
Dated: 9/5/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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STATE OF MAINE
WORKERS' COMPENSATION BOARD

v.

YORK CLAIMS SERVICE INC.

CONSENT DECREE


NOW COME the parties and agree as follows:

1. That Linda Tarr alleged a December 1, 1989 work-related injury while employed at Irving Oil Corp.
2. That failure to issue a cost of living allowance (COLA) from December 1, 1999 through May 9, 2000 was a violation of 39-A M.R.S.A. §205.
3. That the COLA payment to Ms. Tarr was made one hundred sixty (160) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Ms. Tarr's right to seek any additional penalties and/or weekly compensation benefits that she is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Ms. Tarr.

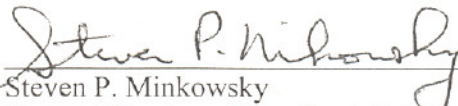
Dated: _____

9/15/00


Glen Salka, Vice President
York Claims Service Inc.

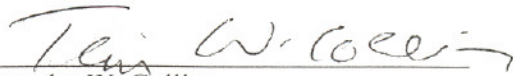
Dated: _____

9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: _____

9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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STATE OF MAINE
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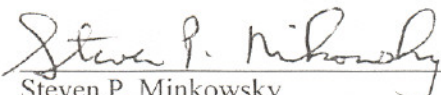
1. That Linda Tarr alleged a December 1, 1989 work-related injury while employed at Irving Oil Corp.
2. That failure to issue a cost of living allowance (COLA) from December 1, 1998 through February 6, 1999 was a violation of 39-A M.R.S.A. §205.
3. That the COLA payment to Ms. Tarr was made seventy eight (78) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Ms. Tarr's right to seek any additional penalties and/or weekly compensation benefits that she is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Ms. Tarr.

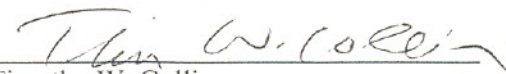
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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STATE OF MAINE
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YORK CLAIMS SERVICE INC.

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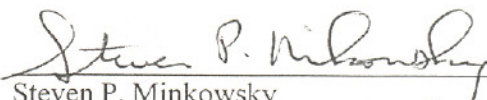
1. That Andre St. Pierre alleged a December 18, 1991 work-related injury while employed at Irving Oil Corp.
2. That failure to issue a cost of living (COLA) allowance from December 18, 1994 through May 4, 2000 was a violation of 39-A M.R.S.A. §205.
3. That the payment to Mr. St. Pierre was made one thousand nine hundred and sixty-three (1,963) days after it became due and payable.
4. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
5. That nothing in this agreement shall be construed as a waiver of Mr. St. Pierre's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. St. Pierre.

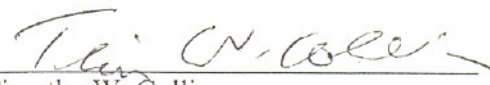
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-18-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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STATE OF MAINE
WORKERS' COMPENSATION BOARD

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YORK CLAIMS SERVICE INC.

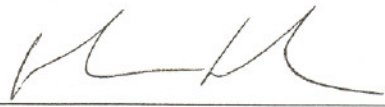
CONSENT DECREE

NOW COME the parties and agree as follows:

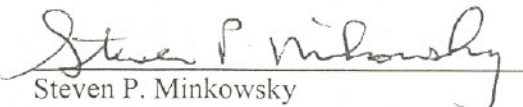
1. That Daniel Poirier alleged an October 2, 1989 work-related injury while employed at Dumas Inc.
2. That Mr. Poirier gave notice of incapacity from work for his alleged injury on October 2, 1989.
3. That payment for the period from July 20, 1999 through July 27, 1999 was in violation of 39-A M.R.S.A. Section 205.
4. That Mr. Poirier was compensated for his alleged period of incapacity on May 5, 2000.
5. That the payment to Mr. Poirier was made two hundred seventy-five (275) days after it became due and payable.
6. That pursuant to 39-A M.R.S.A. §205(3) a penalty of \$1,500.00 is warranted.
7. That nothing in this agreement shall be construed as a waiver of Mr. Poirier's right to seek any additional penalties and/or weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), York Claims Service Inc. shall be assessed a penalty of \$1,500.00 payable to Mr. Poirier.

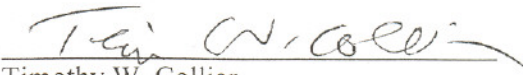
Dated: 9/6/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
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STATE OF MAINE
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YORK CLAIMS SERVICE INC.

CONSENT DECREE

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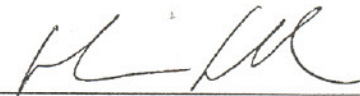
1. That the following forms were requested from York Claims Service Inc. for purposes of an audit pursuant to 39-A M.R.S.A. Section 153(9):

| Employee | Date of Injury | Forms Filed Late |
|--------------------|--------------------|----------------------------------------|
| David K. Emery | February 17, 1989 | WCB-11, Statement of Compensation Paid |
| Jimmy O. Trotter | May 23, 1989 | WCB-11, Statement of Compensation Paid |
| Jeffrey Ballard | December 2, 1988 | WCB-11, Statement of Compensation Paid |
| Betty Jane Kollett | August 6, 1988 | WCB-11, Statement of Compensation Paid |
| Allan Boulrier | June 27, 1989 | WCB-11, Statement of Compensation Paid |
| Erlon Rugg | September 24, 1987 | WCB-11, Statement of Compensation Paid |
| Nancy Archambault | February 9, 1990 | WCB-11, Statement of Compensation Paid |
| Michael Brooks | May 9, 1991 | WCB-11, Statement of Compensation Paid |
| Steven Drew | December 27, 1990 | WCB-11, Statement of Compensation Paid |
| Andre St. Pierre | December 18, 1991 | WCB-11, Statement of Compensation Paid |

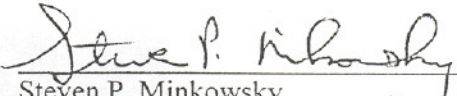
2. That the forms listed above were not timely filed.
3. That the failure to file the foregoing forms represents ten (10) separate violations of 39-A M.R.S.A. Section 357(1) or Section 360(1)(B). *State M.*
4. That nothing in this agreement shall be construed as a waiver of the ~~Workers' Compensation Board's~~ *employee's* right to seek additional penalties pursuant to 39-A M.R.S.A. Section 359(2) or 39-A M.R.S.A. Section 360(2) or both sections. *LS*
TWC

WHEREFORE, pursuant to 39-A M.R.S.A. §360(1)(B), a civil forfeiture of \$100.00 shall be assessed for each of the foregoing ten violations for a total penalty of \$1,000.00.

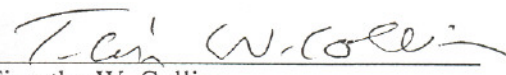
Dated: 9/15/00


Glen Salka, Vice President
York Claims Service Inc.

Dated: 9-14-00


Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: 9/15/00


Timothy W. Collier
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board